

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

JAMES BROOKS,

Plaintiff,

v.

JCS LOGISTICS, INC. and
MICHAEL J. CARTY,

Defendants.

NO. 3:18-CV-0097

(JUDGE CAPUTO)

ORDER

NOW, this 20th day of July, 2018, **IT IS HEREBY ORDERED** that:

- (1) The Motion to Dismiss (Doc. 6) filed by Defendants JCS Logistics, Inc. and Michael J. Carty is **GRANTED in part and DENIED in part**.
- (2) Count I of the Complaint is **DISMISSED without prejudice**.
- (3) The Motion to Dismiss is **DENIED in all other respects**.

/s/ A. Richard Caputo

A. Richard Caputo
United States District Judge